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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/982,024	10/19/2001	Ercan E. Kuruoglu	110915	7124
27074	7590	09/01/2005	EXAMINER	
OLIFF & BERRIDGE, PLC. P.O. BOX 19928 ALEXANDRIA, VA 22320			PAULA, CESAR B	
			ART UNIT	PAPER NUMBER
			2178	
DATE MAILED: 09/01/2005				

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

09/982,024

Applicant(s)

KURUOGLU ET AL.

Examiner

CESAR B. PAULA

Art Unit

2178

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 20 June 2005.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-14 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-14 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

**DETAILED ACTION**

1. This action is responsive to the RCE amendment filed on 6/20/2005.

**This action is made Non-Final.**

2. In the amendment, claims 1-14 are pending in the case. Claims 1, and 8 are independent claims.

3. The rejections of claims 1-5, and 8-12 rejected under 35 U.S.C. 102(b) as being anticipated by Mahoney et al, hereinafter Mahoney (Pat.# 5,659,639 , 8/19/1997), have been withdrawn as necessitated by the newly found prior art.

4. The rejections of claims 6-7, and 13-14 rejected under 35 U.S.C. 103(a) as being unpatentable over Mahoney, in view of Kurosawa et al, hereinafter Kurosawa (Pat. # 6,751,779 B1, 6/15/04, filed on 3/20/2000), have been withdrawn as necessitated by the newly found prior art.

***Drawings***

5. The drawings filed on 10/19/2001 have been approved by the examiner.

***Claim Rejections - 35 USC § 102***

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

7. Claims 1-6, and 8-13 are rejected under 35 U.S.C. 102(e) as being anticipated by Ma et al, hereinafter Ma (Pat.# 5,909,805 B2, 6/21/2005, filed on 1/31/2001).

Regarding independent claim 1, Ma discloses scanning a document containing printed text, and handwritten annotations—*capturing an original image of a document* -- (col. 3, lines 57-62, fig.1).

Moreover, Ma discloses separating annotations from printed text, and the detection of the handwritten annotations in the document—*detecting the annotations which were made to the document before or prior to capture* -- (col. 4, lines 3-11, fig.1).

Furthermore, Ma discloses the saving of the extracted handwritten annotations into memory—*generating a summary of a document by extracting portions of the image document identified by the detected annotations, the summary including only the extracted portions of the document and being generated as a separate electronic image document that is different from the original image* -- (col. 7, lines 52-61, fig.7-8).

Art Unit: 2178

Regarding claim 2, which depends on claim 1, Ma discloses the saving of the extracted handwritten annotations from the scanned document, into memory—*generate a summary of the same document as that on which the annotations are detected* —(col. 7, lines 52-61, fig.7-8).

Regarding claim 3, which depends on claim 1, Ma discloses the saving of the extracted handwritten annotations from the scanned document, into a new document in memory—*generate a summary of a different document as that on which the annotations are detected* —(col. 7, lines 52-61, fig.7-8).

Regarding claim 4, which depends on claim 1, Ma discloses the storage of extracted text from the scanned document, which contains the handwritten annotations, to serve as an original document—*capture an image of a second document to be summarized based on detected annotations from a first document* (col. 8, lines 1-30, 48-67, col.14, lines 16-45, fig.1, 4).

Regarding claim 5, which depends on claim 1, Ma discloses the generation of a region of bounding boxes, in the scanned document, used for extracting the handwritten annotations—*image region associated with a detected annotation* -- (col. 3, lines 57-col.4, line 11, fig.1, 3A-B).

Regarding claim 6, which depends on claim 5, Ma discloses the generation of a region of bounding boxes of sentences for which the annotations have been written, in the scanned document, and which are used for extracting the handwritten annotations—*image region associated with a detected annotation, the image region represents a sentence in the document*

Art Unit: 2178

*image to provide context for the identified annotation -- (col. 3, lines 57-col.4, line 11, fig.1, 3A-B).*

Claims 8-13 are directed towards a method for implementing the system found in claims 1-6 respectively, and therefore are similarly rejected.

***Claim Rejections - 35 USC § 103***

8. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

9. Claims 7, and 14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Ma, in view of Kurosawa et al, hereinafter Kurosawa (Pat. # 6,751,779 B1, 6/15/04, filed on 3/20/2000).

Regarding claim 7, which depends on claim 1, Ma discloses the saving of the extracted handwritten annotations from the scanned document, into a new document in memory (col. 7, lines 52-61, fig.7-8). Ma fails to explicitly disclose: *a summary comprising portions which are selectively expandable to increase the information in that portion of the summary*. However, Kurosawa teaches the inserting of a series of characters located in document lines into a document (col.6, lines 40-67). It would have been obvious to a person of ordinary skill in the art at the time of the invention to combined Mahoney, and Kurosawa, because Kurosawa teaches the

Art Unit: 2178

reducing of burdens put upon an editor of a document, by using simple operations (col. 1, lines 59-67, and col.2, lines 28-53).

Claim 14 is directed towards a method for implementing the system found in claim 7, and therefore is similarly rejected.

### ***Response to Arguments***

10. Applicant's arguments with respect to claims 1-14 have been considered but are moot in view of the new ground(s) of rejection. Applicants submit that Mahoney does not teach or suggest extracting portions of the document and generating a summary including only the extracted portion of the document, the summary being separate from the original image, as set forth in claims 1 and 8 (pages 5-7). Applicants are directed to the rationale set forth above regarding this newly added amendment.

Regarding claims 6-7, and 13-14, Applicants submit that the teachings of Kurosawa do not remedy, the deficiencies of Mahoney (page 8).

### ***Conclusion***

I. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Kuruoglu et al. (Pat. # 2002/0078088), Suwa et al. (Pat. # 2002/0138476), and Bern et al. (Pat. # 2003/0048949).

II. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cesar B. Paula whose telephone number is (571) 272-4128. The

Art Unit: 2178

examiner can normally be reached on Monday through Friday from 8:00 a.m. to 4:00 p.m. (EST).


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen Hong, can be reached on (571) 272-4124. However, in such a case, please allow at least one business day.

Information regarding the status of an application may be obtained from the Patent Application Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, go to <http://portal.uspto.gov/external/portal/pair>. Should you have any questions about access to the Private PAIR system, please contact the Electronic Business Center (EBC) at 866 217-9197 (toll-free).

Any response to this Action should be mailed to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Or faxed to:

- (571)-273-8300 (for all Formal communications intended for entry)

  
**CESAR PAULA**  
**PRIMARY EXAMINER**  
8/22/05